

Docket No. 96700/667

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Maureen J. Charron and Ellen B. Katz
Serial No. : 09/886,954
Filed : June 21, 2001
For : NOVEL GLUCOSE TRANSPORTER/SENSOR PROTEIN AND
USES THEREOF
Art Unit : 1642
Examiner : Gary B. Nickol, Ph.D.

**Declaration of Drs. Maureen J. Charron and Ellen B. Katz
under 37 C.F.R. §1.132**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We, Maureen J. Charron and Ellen B. Katz, hereby declare as follows:

1. We are each a co-inventor of the subject matter claimed in U.S. Patent Application No. 09/886,954.
2. Maureen J. Charron is a Professor in the Department of Biochemistry at Albert Einstein College of Medicine, Bronx, New York. At the time of the subject invention, Ellen B. Katz was a postdoctoral fellow in the laboratory of Maureen J. Charron. Maureen J. Charron and Ellen B. Katz each hold a doctorate degree (Ph.D.).

3. We understand that certain claims of our application are rejected as anticipated by an Abstract entitled "Regulated expression of the novel glucose transport facilitator, GLUTx1, in proliferative endometrium and endometrial adenocarcinoma," which was published in the March, 2001 Proceedings of the American Association for Cancer Research, Volume 42, page 937, Abstract #5033, which named we, Maureen J. Charron and Ellen B. Katz, as well as Noah Adam Goldman, Jackie Cao, Joan G. Jones, Patrick S. Anderson, Abbie L. Fields, Gary L. Goldberg and Carolyn D. Runowicz as coauthors (hereinafter "the Abstract").

4. None of Noah Adam Goldman, Jackie Cao, Joan G. Jones, Patrick S. Anderson, Abbie L. Fields, Gary L. Goldberg and Carolyn D. Runowicz made a conceptual contribution to the invention claimed in the subject application. Patrick S. Anderson, Abbie L. Fields, and Gary L. Goldberg were included as coauthors on the Abstract since they were surgeons who operated on patients from whom tissues samples were obtained. Noah Adam Goldman and Jackie Cao were named as coauthors on the Abstract since they were clinical fellows who participated in the project in order to obtain research training. More specifically, Noah Adam Goldman conducted immunostaining and ran gel, while Jackie Cao reviewed histological slides. Carolyn D. Runowicz and Joan G. Jones were named as coauthors on the Abstract since they were the clinical supervisors of Noah Adam Goldman and Jackie Cao, respectively.

5. We hereby declare that all statements made herein and of our knowledge are true and that all statements made on information and belief are believed to be true; and we further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 12/3/04

Maureen J. Charron, PhD
Dr. Maureen J. Charron

Dated: _____

Dr. Ellen B. Katz

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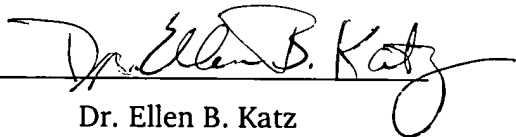
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Dated: _____

Dr. Maureen J. Charron

Dated: 4/22/04



Dr. Ellen B. Katz